

Legal regime of transboundary shipments of waste

The aim of my thesis titled „Legal regime of transboundary shipments of waste“ is to deliver a comprehensive analysis of legal aspects of cross-border shipments of waste. The thesis aspires to describe and interpret the various regulations and norms that govern this area, regardless of whether they are of international, European or national origin; it also evaluates whether the legislation provides sufficient tools for protection of the environment and whether the cross-border shipments of waste are desirable from the perspective of environmental protection.

The thesis consists of eleven chapters. The first three chapters provide a theoretical introduction to the topic - chapter one contains the basic objectives and definition of the legal regulation of cross-border shipments of waste; chapter two outlines the fundamental principles of the environmental law and their applicability to the shipments of waste; and chapter three introduces the reader to the historical development of the subject matter in question.

Chapters four to eight of the paper are devoted to the description and analysis of the legislation currently applicable. The fourth chapter describes international treaties such as Basel, Bamako, and other conventions. The fifth chapter focuses on legislation of the European Union, gives a brief historical overview of its development and lists the legislation in force. Chapter six enumerates the Czech legislative norms and points out the milestones of the legal development in the Czech Republic. Chapter seven defines and interprets the elementary terms, entities and activities which appear in legal regulations. The eighth chapter covers the three main regimes established for the shipments of waste to and from the EU by the EU regulations No. 1013/2006 and 1418/2007 and analyzes the responsibilities and obligations of the subjects involved.

The final part, in chapters nine to eleven, examines the competencies and the position of the administrative bodies involved in the control of the movements of waste. It also looks into the areas of illegal shipments, potential infringements and liability for damages caused by the shipments of waste.